

EIGHTH JUDICIAL DISTRICT COURT  
COUNTY OF TAOS  
STATE OF NEW MEXICO  
PRESIDING JUDGE: JEFF McELROY

FILED IN MY OFFICE  
EIGHTH JUDICIAL DIST. COURT  
TAOS COUNTY, N.M. ON  
2018 AUG 29 AM 10:35

BERNARD B. BUCK  
CLERK OF THE  
DISTRICT COURT

NO. D-820-CR-201800183

STATE OF NEW MEXICO,

Plaintiff,

vs.

JANY N LEVEILLE  
DOB: 03/06/1983  
SSN: None  
ADDRESS:

Defendant.

**Crime(s):** Intentional Abuse of a Child Resulting in Death (6438)  
Conspiracy to Commit Intentional Abuse of a Child Resulting in Death (6440)

### AMENDED CRIMINAL COMPLAINT

#### COUNT 1:

#### INTENTIONAL ABUSE OF A CHILD RESULTING IN DEATH (6438)

That on or between December 01, 2017, and August 3, 2018, in New Mexico, the above-named defendant did intentionally cause AGW, a child under the age of twelve years, to be placed in a situation that may endanger life or health, to wit: actively participated in removing the child from the biological mother's care and denied the child anti-seizure medication as was prescribed by a medical doctor and/or any denied doctors care, which resulted in the death of AGW, contrary to NMSA 1978 §30-6-1(D) (2009), a first degree felony resulting in the death of a child.

#### COUNT 2:

#### CONSPIRACY TO COMMIT INTENTIONAL ABUSE OF A CHILD RESULTING IN DEATH (6440)

That on or between December 01, 2017, and August 3, 2018, in New Mexico, the above-named defendant did by words or acts agree together with another person(s) to commit Intentional Abuse of a Child Resulting in Death and they intended to commit Intentional Abuse of a Child Resulting in


Death, contrary to NMSA 1978 §30-6-1(D) (2009) and §30-28-2 (1979), a second degree felony.

I swear or affirm under penalty of perjury that the facts set forth above are true to the best of my information and belief. I understand that it is a criminal offense subject to the penalty of imprisonment to make a false statement in a criminal complaint.

\_\_\_\_\_  
Jerry Hogrefe, Sheriff of Taos County  
Complainant

RESPECTFULLY SUBMITTED,  
DONALD GALLEGOS  
DISTRICT ATTORNEY

BY: \_\_\_\_\_

  
Timothy R. Hasson  
Deputy District Attorney  
105 Albright Street, Suite L  
Taos, NM 87571  
575.758.8683

/egv

## AFFIDAVIT FOR ARREST WARRANT

The undersigned further states the following facts on oath to establish probable cause to believe that the above-named defendant(s) committed the crime charged:

Your Affiant is Jerry L. Hogrefe, a full-time certified peace officer in good standing in the State of New Mexico and currently holds the elected position of Taos County Sheriff and Executive level NM Police Officer Certification. Affiant received his basic training in 1989 at the New Mexico Law Enforcement Academy and has since received over 3,000 hours of advanced public safety related training including training and experience in criminal and civil matters and crimes.

On the morning of August 6<sup>th</sup>, 2018 Taos County Sheriff's Office executed a search warrant at Unit 2 lot 28 Costilla Meadows in Amalia, NM – this property/location is referenced as “the compound”. The search warrant was granted by District Judge Sarah Backus and authorized the search for the person of AG (a child) and any evidence relating to child AG's current location or evidence of his death or loss of AG Wahhaj (a child) to include DNA, blood, tissue, skeletal remains intact or in part, clothing, cloths or shrouds used for religious ceremonies or burial, burial site, markers/indicators of his disposal or burial. Other items were also specified in the search warrant. On that morning at about 1115 hours small human remains were discovered concealed within a tunnel located on the property, as well as other items specified in the search warrant were seized as evidence, to include digital media, storage devices, ledgers, etc. The remains were not readily identifiable and the Office of Medical Investigations conducted their own investigation to include a positive identification of the small child. On August 7, 2018, Affiant received a text communication from Tamara Stevenson, Field Investigator with the Office of the Medical Examiner, stating that the autopsy of AG had no injuries that were identified. On August 16<sup>th</sup>, 2018 affiant received a Certificate of Identification from OMI naming AG as the decedent.

The joint investigation continued which included interviews of suspects and witnesses, said interviews were conducted by CYFD, FBI agents and others. In part, interviews conducted by FBI Agent Travis Taylor have been shared with affiant and it was learned that after his abduction from Georgia in November, 2017 AG was in fact brought to the compound and in fact he died there and all the persons at the compound knew that he was dead. AG's mother, Hakima Ramzi, stated that when AG was taken by his father, Siraj Ibn Wahhaj, that he, Ibn Wahhaj, did not take any of AG's medications with him. A Missing Child Report issued by the National Missing and Exploited Children Bulletin announced that AG did not have his medications.

The FBI has continued to assist in this joint investigation and is now in possession of digital media, ledgers, and other evidence seized by the TCSO pursuant to the search warrant(s) issued by Judge Backus. Analysts from the FBI are currently searching numerous documents and digital media, affiant learned on August 16<sup>th</sup>, 2018 that writings in what can best be described as an electronic journal, found on a thumb drive reasonably believed to be that of Jany N. Leveille. During an August 3, 2018 interview, FBI Agent Travis Taylor saw her in possession of the purse in which the thumb drive was later located in upon a search and seizure by TCSO. The thumb drive contained journals/writings which were later seized pursuant to a search warrant as found in her personal possessions and additionally in the writing she makes claim to the writings as

stating "I Jany Leveille aka Maryam". Furthermore, the writings essentially document her belief that AG was stolen from her womb by Hakima Ramzi (the biological mother of AG). The documents also detail their subsequent journey to New Mexico, as well their remaining time at the compound to include AG's death. Of particular interest to this case is documentation in the above mentioned journal of Jany N. Leveille that AG died on December 24<sup>th</sup>, 2017 at the compound while "ritual/religious" ceremonies that were being conducted to rid the body of demons. Per Jany's digital journals the following occurred:

"On December 24<sup>th</sup>, 2017, the most horrendous event occurred. Ibn Siraj was reciting Qur'an on Abdul Ghani as usual. Abdul Ghani in turn, seemed overly exhausted. However, we were ordered to keep going. He was able to eat and drink and get washed in between recitations.

Hours later, on that specific day, Ibn Siraj placed his head on Abdul Ghani's chest, and said his heartbeat was going in and out. Checking with Allah, I assured him to have no fear, and that it was perhaps an illusion.

After a few minutes, Ibn Siraj reassured that the heartbeat was back. I smiled and reiterated that it was perhaps a trick to stop us. Afterwards, Abdul Ghani kept going in and out of sleep. At times, his face would look like a snake. Then, Ibn Siraj turned towards me and said: "Maryam, his heartbeat has departed again."

Not paying much attention to it, I remained focus on cooking my meal, reassuring him to stop worrying himself. "The heartbeat will be back again," I said. Five minutes later, Ibn Siraj itemized that Abdul Ghani's heartbeat never returned. Shouting as loud as I could, I stated: "What do you mean it's not back? That's impossible."

How could a Quranic recitation execute a child? This only happened to shayateens. Ibn Siraj recited over the other children, the children remained healthy. At last, Allah confirmed that indeed, H.I.E and diseases of the sort are not real. Isa Ibn Maryam was lifeless since birth. The reason he could not talk nor walk, is because his life was replaced by shayateens through the medicines used."

Affiant has learned that the term "shayateens" means demons or devils.

Interviews with two of the older children, conducted by FBI Agent Travis Taylor, also revealed that repeated rituals/exorcisms described as reading from the Quran and praying while laying hands on AG's forehead were done which would continue until AG would foam at the mouth and essentially pass out, secrete or foam at the mouth. In other words AG presented as having a seizure until one day when Siraj Wahhaj stated to those in witness, including the other adults and children that AG's heart had stopped. According to a child witness that was interviewed and the written journal, Jany proclaimed that he (AG) would return as Jesus.

Affiant knows from information given to Sgt. Jason Rael from Hakima Ramzi (AG's mother) that AG was prescribed two medications; those being Keppra and Diazepam. Both are for seizure disorders. Furthermore, on August 16<sup>th</sup>, 2018 Sgt. Jason Rael conducted a follow up interview with Hakima Ramzi and learned from her that AG's physician, Dr. Gloria Smikle, had

told her that if AG ever had a seizure lasting more than 5 minutes he should be taken immediately to the Hospital Emergency Room. Additionally, on August 16<sup>th</sup>, 2018 affiant spoke to Dr. Karen Campbell, MZ. Dr Campbell is a Forensic Pediatrician and the Medical Director for New Mexico CYFD/CPS. Dr. Campbell confirmed in greater detail that denial of the medications Keppra and Diazepam would result in long uncontrolled seizures and a high probability of death.

Affiant asserts that there is no mention of the defendants contacting any medical services for assistance or any efforts by anyone from the compound to revive the child take him to or call for medical services or even any report of his death. This is supported by CAD logs maintained by Taos Central Dispatch showing no calls from any of the defendants or to that property location. In addition, affiant asserts that while poverty is not a crime in New Mexico, Medicaid is universally available to those that qualify and confirmed with Dr. Campbell that both medications prescribed to AG for his seizure disorder would be covered by Medicaid. Affiant knows that a data base exists that monitors controlled substances by prescription, including Diazepam. A search through the Prescription Medication Program by Peter Ryba, Director of Prescription Monitoring Program told me that AG (by means of his complete name and birth date, (and variations of it) has received no prescription(s) within the last year.

Affiant knows of information received through this joint investigation from Hakima Ramzi (the biological mother of AG) that AG was diagnosed at birth with Hypoxic Ischemic Encephalopathy (HIE), which requires medication and causes seizures and that he was receiving continued medical treatment while with his mother. HIE is a type of brain damage that occurs when an infant's brain doesn't receive enough oxygen and blood. It is a dangerous condition that may require immediate medical intervention and that treatments should always be guided by the advice of a medical professional. Affiant reasonably believes that AG was prescribed and receiving Keppra and Diazepam medications to treat HEI and the related seizures while in the custody of his mother prior to his abduction in November 2017.

Affiant asserts that there is currently no evidence, records, or witnesses indicating that AG was seen by any medical doctor or hospital since his abduction and/or arrival at the compound on or about November or December 2017 as supported by the Prescription Monitoring Program. Per an interview of Hakima Ramzi conducted by the FBI, Siraj Wahhaj was against giving AG medication and often asked Hakima Ramzi not to give AG his medication. AG was denied medical treatment and medication from any defendant and that each defendant (adult) shared responsibility of, and had a duty to act and provide basic necessities to include reasonable health care and attests that no records of him receiving treatment have been located or disclosed during the investigation and multiple interviews, aside from a nebulizer machine that was located at the compound in a trash pile. Furthermore, as described above, the evidence suggests the failure to provide medical treatment and/or prescribed medications caused AG's death.


Affiant asserts that Jany N. Leveille, Subhanah Amatullah Wahhaj, Hujrah J. Wahhaj, Lucas A. Morton, and Suraj Wahhaj knew that AG had a diagnosed seizure disorder and had witnessed seizures and had a duty to provide for AG's medical necessities but took no actions to properly care for the children or protect AG from harm that has ultimately resulted in his death nor did they reach out for any medical, government, state or local services that are readily available.

Affiant further asserts that the living conditions found at the compound on August 3<sup>rd</sup>, 2018 did create health and safety concern for AG and eleven other children as stated in charging documents previously filed and had expose them to prolonged danger of injury or death and they did so in a reckless manner.

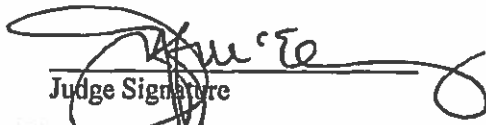
I SWEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT THE FACTS SET FORTH ABOVE ARE TRUE TO THE BEST OF MY INFORMATION AND BELIEF. I UNDERSTAND THAT IT IS A CRIMINAL OFFENSE SUBJECT TO THE PENALTY OF IMPRISONMENT TO MAKE A FALSE STATEMENT UNDER OATH.

  
Affiant: Jerry L. Hogrefe, Yaos County Sheriff

Subscribed and sworn to before me this 22<sup>nd</sup> day of August, 2018.

  
District Court Judge

☒ Probable cause found and defendant held on bond of \$ set at arraignment  
☐ Probable cause not found, defendant ordered released from custody

  
Judge Signature Date 8/22/18

EIGHTH JUDICIAL DISTRICT COURT  
COUNTY OF TAOS  
STATE OF NEW MEXICO  
PRESIDING JUDGE: JEFF McELROY

CLERK OF DISTRICT COURT  
COUNTY OF TAOS  
2018 AUG 29 AM 10:35

NO. D-820-CR-201800 192

STATE OF NEW MEXICO,

Plaintiff,

vs.

SIRAJ IBN WAHHAJ  
DOB: 06/21/1978  
SSN: 105-80-0214  
ADDRESS:

Defendant.

**Crime(s):** Intentional Abuse of a Child Resulting in Death, (6438)  
Conspiracy to Commit Intentional Abuse of a Child Resulting in Death, (6440)

### **AMENDED CRIMINAL COMPLAINT**

#### **COUNT 1:**

#### **INTENTIONAL ABUSE OF A CHILD RESULTING IN DEATH (6438)**

That on or between December 01, 2017, and August 3, 2018, in New Mexico, the above-named defendant did intentionally cause AGW, a child under the age of twelve years, to be placed in a situation that may endanger life or health, to wit: actively participated in removing the child from the biological mother's care and denied the child anti-seizure medication as was prescribed by a medical doctor and/or any denied doctors care, which resulted in the death of AGW, contrary to NMSA 1978 §30-6-1(D) (2009), a first degree felony resulting in the death of a child.

#### **COUNT 2:**

#### **CONSPIRACY TO COMMIT INTENTIONAL ABUSE OF A CHILD RESULTING IN DEATH (6440)**


That on or between December 01, 2017, and August 3, 2018, in New Mexico, the above-named defendant did by words or acts agree together with another person(s) to commit Intentional Abuse of a Child Resulting in Death and they intended to commit Intentional Abuse of a Child Resulting in Death, contrary to NMSA 1978 §30-6-1(D) (2009) and §30-28-2 (1979), a second degree felony.

I swear or affirm under penalty of perjury that the facts set forth above are true to the best of my information and belief. I understand that it is a criminal offense subject to the penalty of imprisonment to make a false statement in a criminal complaint.

\_\_\_\_\_  
Jerry Hogrefe, Sheriff of Taos County  
Complainant

RESPECTFULLY SUBMITTED,  
DONALD GALLEGOS  
DISTRICT ATTORNEY

BY: \_\_\_\_\_

  
\_\_\_\_\_  
Timothy R. Hasson  
Deputy District Attorney  
105 Albright Street, Suite L  
Taos, NM 87571  
575.758.8683

/egv



## AFFIDAVIT FOR ARREST WARRANT

The undersigned further states the following facts on oath to establish probable cause to believe that the above-named defendant(s) committed the crime charged:

Your Affiant is Jerry L. Hogrefe, a full-time certified peace officer in good standing in the State of New Mexico and currently holds the elected position of Taos County Sheriff and Executive level NM Police Officer Certification. Affiant received his basic training in 1989 at the New Mexico Law Enforcement Academy and has since received over 3,000 hours of advanced public safety related training including training and experience in criminal and civil matters and crimes.

On the morning of August 6<sup>th</sup>, 2018 Taos County Sheriff's Office executed a search warrant at Unit 2 lot 28 Costilla Meadows in Amalia, NM – this property/location is referenced as “the compound”. The search warrant was granted by District Judge Sarah Backus and authorized the search for the person of AG (a child) and any evidence relating to child AG's current location or evidence of his death or loss of AG Wahhaj (a child) to include DNA, blood, tissue, skeletal remains intact or in part, clothing, cloths or shrouds used for religious ceremonies or burial, burial site, markers/indicators of his disposal or burial. Other items were also specified in the search warrant. On that morning at about 1115 hours small human remains were discovered concealed within a tunnel located on the property, as well as other items specified in the search warrant were seized as evidence, to include digital media, storage devices, ledgers, etc. The remains were not readily identifiable and the Office of Medical Investigations conducted their own investigation to include a positive identification of the small child. On August 7, 2018, Affiant received a text communication from Tamara Stevenson, Field Investigator with the Office of the Medical Examiner, stating that the autopsy of AG had no injuries that were identified. On August 16<sup>th</sup>, 2018 affiant received a Certificate of Identification from OMI naming AG as the decedent.

The joint investigation continued which included interviews of suspects and witnesses, said interviews were conducted by CYFD, FBI agents and others. In part, interviews conducted by FBI Agent Travis Taylor have been shared with affiant and it was learned that after his abduction from Georgia in November, 2017 AG was in fact brought to the compound and in fact he died there and all the persons at the compound knew that he was dead. AG's mother, Hakima Ramzi, stated that when AG was taken by his father, Siraj Ibn Wahhaj, that he, Ibn Wahhaj, did not take any of AG's medications with him. A Missing Child Report issued by the National Missing and Exploited Children Bulletin announced that AG did not have his medications.

The FBI has continued to assist in this joint investigation and is now in possession of digital media, ledgers, and other evidence seized by the TCSO pursuant to the search warrant(s) issued by Judge Backus. Analysts from the FBI are currently searching numerous documents and digital media, affiant learned on August 16<sup>th</sup>, 2018 that writings in what can best be described as an electronic journal, found on a thumb drive reasonably believed to be that of Jany N. Leveille. During an August 3, 2018 interview, FBI Agent Travis Taylor saw her in possession of the purse in which the thumb drive was later located in upon a search and seizure by TCSO. The thumb drive contained journals/writings which were later seized pursuant to a search warrant as found in her personal possessions and additionally in the writing she makes claim to the writings as

stating "I Jany Leveille aka Maryam". Furthermore, the writings essentially document her belief that AG was stolen from her womb by Hakima Ramzi (the biological mother of AG). The documents also detail their subsequent journey to New Mexico as well their remaining time at the compound to include AG's death. Of particular interest to this case is documentation in the above mentioned journal of Jany N. Leveille that AG died on December 24<sup>th</sup>, 2017 at the compound while "ritual/religious" ceremonies that were being conducted to rid the body of demons. Per Jany's digital journals the following occurred:

"On December 24<sup>th</sup>, 2017, the most horrendous event occurred. Ibn Siraj was reciting Qur'an on Abdul Ghani as usual. Abdul Ghani in turn, seemed overly exhausted. However, we were ordered to keep going. He was able to eat and drink and get washed in between recitations.

Hours later, on that specific day, Ibn Siraj placed his head on Abdul Ghani's chest, and said his heartbeat was going in and out. Checking with Allah, I assured him to have no fear, and that it was perhaps an illusion.

After a few minutes, Ibn Siraj reassured that the heartbeat was back. I smiled and reiterated that it was perhaps a trick to stop us. Afterwards, Abdul Ghani kept going in and out of sleep. At times, his face would look like a snake. Then, Ibn Siraj turned towards me and said: "Maryam, his heartbeat has departed again."

Not paying much attention to it, I remained focus on cooking my meal, reassuring him to stop worrying himself. "The heartbeat will be back again," I said. Five minutes later, Ibn Siraj itemized that Abdul Ghani's heartbeat never returned. Shouting as loud as I could, I stated: "What do you mean it's not back? That's impossible."

How could a Quranic recitation execute a child? This only happened to shayateens. Ibn Siraj recited over the other children, the children remained healthy. At last, Allah confirmed that indeed, H.I.E and diseases of the sort are not real. Isa Ibn Maryam was lifeless since birth. The reason he could not talk nor walk, is because his life was replaced by shayateens through the medicines used."

Affiant has learned that the term "shayateens" means demons or devils.

Interviews with two of the older children, conducted by FBI Agent Travis Taylor, also revealed that repeated rituals/exorcisms described as reading from the Quran and praying while laying hands on AG's forehead were done which would continue until AG would foam at the mouth and essentially pass out, secrete or foam at the mouth. In other words AG presented as having a seizure until one day when Siraj Wahhaj stated to those in witness, including the other adults and children that AG's heart had stopped. According to a child witness that was interviewed and the written journal, Jany proclaimed that he (AG) would return as Jesus.

Affiant knows from information given to Sgt. Jason Rael from Hakima Ramzi (AG's mother) that AG was prescribed two medications; those being Keppra and Diazepam. Both are for seizure disorders. Furthermore, on August 16<sup>th</sup>, 2018 Sgt. Jason Rael conducted a follow up interview with Hakima Ramzi and learned from her that AG's physician, Dr. Gloria Smikle, had

told her that if AG ever had a seizure lasting more than 5 minutes he should be taken immediately to the Hospital Emergency Room. Additionally, on August 16<sup>th</sup>, 2018 affiant spoke to Dr. Karen Campbell, MZ. Dr Campbell is a Forensic Pediatrician and the Medical Director for New Mexico CYFD/CPS. Dr. Campbell confirmed in greater detail that denial of the medications Keppra and Diazepam would result in long uncontrolled seizures and a high probability of death.

Affiant asserts that there is no mention of the defendants contacting any medical services for assistance or any efforts by anyone from the compound to revive the child take him to or call for medical services or even any report of his death. This is supported by CAD logs maintained by Taos Central Dispatch showing no calls from any of the defendants or to that property location. In addition, affiant asserts that while poverty is not a crime in New Mexico, Medicaid is universally available to those that qualify and confirmed with Dr. Campbell that both medications prescribed to AG for his seizure disorder would be covered by Medicaid. Affiant knows that a data base exists that monitors controlled substances by prescription, including Diazepam. A search through the Prescription Medication Program by Peter Ryba, Director of Prescription Monitoring Program told me that AG (by means of his complete name and birth date, (and variations of it) has received no prescription(s) within the last year.

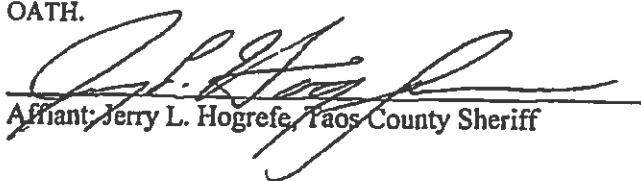
Affiant knows of information received through this joint investigation from Hakima Ramzi (the biological mother of AG) that AG was diagnosed at birth with Hypoxic Ischemic Encephalopathy (HIE), which requires medication and causes seizures and that he was receiving continued medical treatment while with his mother. HIE is a type of brain injury/damage that occurs when an infant's brain doesn't receive enough oxygen and blood. It is a dangerous condition that may require immediate medical intervention and that treatments should always be guided by the advice of a medical professional. Affiant reasonably believes that AG was prescribed and receiving Keppra and Diazepam medications to treat HEI and the related seizures while in the custody of his mother prior to his abduction in November 2017.

Affiant asserts that there is currently no evidence, records, or witnesses indicating that AG was seen by any medical doctor or hospital since his abduction and/or arrival at the compound on or about November or December 2017 as supported by the Prescription Monitoring Program. Per an interview of Hakima Ramzi conducted by the FBI, Siraj Wahhaj was against giving AG medication and often asked Hakima Ramzi not to give AG his medication. AG was denied medical treatment and medication from any defendant and that each defendant (adult) shared responsibility of, and had a duty to act and provide basic necessities to include reasonable health care and attests that no records of him receiving treatment have been located or disclosed during the investigation and multiple interviews, aside from a nebulizer machine that was located at the compound in a trash pile. Furthermore, as described above, the evidence suggests the failure to provide medical treatment and/or prescribed medications caused AG's death.

Affiant asserts that Jany N. Leveille, Subhanah Amatullah Wahhaj, Hujrah J. Wahhaj, Lucas A. Morton, and Suraj Wahhaj knew that AG had a diagnosed seizure disorder and had witnessed seizures and had a duty to provide for AG's medical necessities but took no actions to properly care for the children or protect AG from harm that has ultimately resulted in his death nor did they reach out for any medical, government, state or local services that are readily available.


Affiant further asserts that the living conditions found at the compound on August 3<sup>rd</sup>, 2018 did create health and safety concern for AG and eleven other children as stated in charging documents previously filed and had expose them to prolonged danger of injury or death and they did so in a reckless manner.

I SWEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT THE FACTS SET FORTH ABOVE ARE TRUE TO THE BEST OF MY INFORMATION AND BELIEF. I UNDERSTAND THAT IT IS A CRIMINAL OFFENSE SUBJECT TO THE PENALTY OF IMPRISONMENT TO MAKE A FALSE STATEMENT UNDER OATH.

  
Affiant: Jerry L. Hogrefe, Taos County Sheriff

Subscribed and sworn to before me this 22nd day of August, 2018.

  
District Court Judge

☒ Probable cause found and defendant held on bond of \$ to be determined at arraignment  
☐ Probable cause not found, defendant ordered released from custody 

  
Judge Signature

Date

8/22/18

Rule 9-201 NMRA approved by the supreme court 10/74; amended effective 9/90; 9-91 as amended by the Supreme Court Order No. 13-8300-020, effective for all cases pending or filed on or after 12/31/13. CR-036 Criminal Complaint (rev. 5/09; 12/13 (Optional Criminal form 9-207A NMRA)

TCSO ccpc